

## REMARKS

Reconsideration of this application, as amended, is respectfully requested.

This application has been reviewed in light of the Advisory Action and Office Action of the United States Patent and Trademark Office dated November 18, 2004 and June 30, 2004, respectively. Claims 1-8 are currently pending in the application. As indicated above, Claim 6 has been amended.

In the Office Action, the Examiner has rejected Claims 6-7 under 35 U.S.C. § 102(e) as being anticipated by *Smith et al.* (U.S. 5,923,327), Claims 1-5 and 7 under 35 U.S.C. § 103(a) as being unpatentable over *Smith* in view of *Smethers* (U.S. 6,463,304 B2), and Claim 8 under 35 U.S.C. § 103(a) as being unpatentable over *Smith* in view of *Kenagy et al.* (U.S. 5,842,124).

With regard to the rejection of independent Claim 6 under 35 U.S.C. § 102(e) as being anticipated by *Smith*, the Examiner still asserts that *Smith* teaches all the recitations of Claim 6. It is respectfully submitted that the Examiner is incorrect.

Independent Claim 6 is directed to a method for editing a main menu configuration in a mobile telephone. As was discussed in the telephone interview between Examiner Le V. Nguyen and Attorney Douglas M. Owens III, on December 8, 2004, Claim 6 has been amended to further describe the process of editing the main menu configuration. More specifically, the amended method of Claim 6 comprises: displaying a menu edit screen, if a menu edit submenu is selected; displaying a menu configuration submenu, if a menu configuration edit submenu is selected; editing *the main menu configuration* by newly selecting submenus of the menu configuration submenu *to be displayed on the main menu*; inputting titles of the newly selected submenus; and storing the edited menu configuration with a title input by a user. *Smith*, and more specifically, the sections of *Smith* cited by the Examiner, are directed to entering fields of an electronic business card (EBC), not

editing a main menu configuration, i.e., editing which submenus will be displayed in the main menu. Therefore, it is respectfully submitted that there is no section of *Smith* that teaches the recitations for editing a main menu configuration as recited in Claim 6.

Further, the Examiner is still citing the steps for entering the information fields of an electronic business card, which it is respectfully submitted, does not read upon the recitations of Claim 6. *Smith* merely teaches adding contact information to address fields. Therefore, it is respectfully submitted that the Examiner is incorrect in rejecting independent Claim 6 as being anticipated by *Smith*, and it is respectfully requested that the rejection of Claim 6 be withdrawn.

Additionally, the Examiner has also rejected Claim 7 under 35 U.S.C. § 102(e) as being unpatentable over *Smith*. However, in the rejection of Claim 7, the Examiner discusses the modified method of *Smith* in view of *Smethers*. Therefore, as set forth below, it is respectfully submitted that the Examiner is incorrect in rejecting independent Claims 1 and 4 as being anticipated by *Smith*, and it is respectfully requested that the rejection of Claim 7 be withdrawn.

With regard to independent Claims 1 and 4, which were rejected under 35 U.S.C. § 103(a) as being unpatentable over *Smith* in view of *Smethers*, the Examiner asserts that the combination of *Smith* in view of *Smethers* teaches all the recitations of Claims 1 and 4. It is respectfully submitted that the Examiner is incorrect.

Both independent Claims 1 and 4 recite downloading and storing menu icon data, which is then edited, i.e., selected by a user, to be displayed. However, as was discussed in the above-mentioned telephone interview, it is respectfully submitted that neither *Smith* nor *Smethers* teach this feature of Claim 1 and 4. Although the Examiner cites col. 11, lines 15-16 and col. 6, lines 61-62 of *Smith* as teaching this recitation, it is respectfully submitted that these sections merely teach downloading electronic business cards (EBCs) including contact information of other people, not downloading menu icon data. Further, this section teaches that icons may be received during a call from another user, but does not teach that they are downloaded from a database and saved, thereby being able to be selected (edited) for display as is recited in Claims 1 and 4. Therefore, it is

respectfully submitted that the Examiner is incorrect in rejecting independent Claims 1 and 4 as being unpatentable over *Smith* in view of *Smethers*, and it is respectfully requested that the rejection of Claims 1 and 4 be withdrawn.

Accordingly, because independent Claims 1, 4, and 6 are believed to be in condition for allowance, dependent Claims 2-3, 5, and 7-8 are also believed to be in condition for allowance as being dependent upon Claims 1, 4, and 6, respectively.

In view of the preceding amendments and remarks, it is respectfully submitted that all pending claims, namely Claims 1-8, are in condition for allowance. Should the Examiner believe that a telephone conference or personal interview would facilitate resolution of any remaining matters, the Examiner may contact Applicant's attorney at the number given below.

Respectfully submitted,



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